

Appl. No. 10/765,808  
Amdt. Dated 10/30/2008  
Response to Office Action of 07/31/2008

Attorney Docket No.: N1085-00256  
[TSMC2003-0899]

### **REMARKS/ARGUMENTS**

Claims 1-12 and 29-33 were previously pending in the subject patent application. Claims 1-7, 9-12 and 29-32 were allowed in the final Office Action dated July 31, 2008, and claims 8 and 33 were rejected.

5            Claims 8 and 33 are cancelled, thereby obviating the respective rejections thereof.

The application should now be in condition for allowance with allowed claims 1-7, 9-12 and 29-32.

#### **I. Allowable Subject Matter**

10           Applicants acknowledge with appreciation the Examiner's indication, in paragraphs 18 and 19 of the final Office Action dated July 31, 2008, that claims 1-7, 9-12 and 29-32 are allowed.

#### **II. Claim Rejections – 35 U.S.C. § 103**

15           In the subject Office Action, claim 8 was rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,489,249 to Mathad et al. ("Mathad") in view of Japanese Patent No. 2000208492 to Yamashita. Also in the subject Office Action, claim 33 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Mathad in view of Yamashita and Japanese Patent No. 20020161262 Nagaiwa et al. ("Nagaiwa").

20           The rejection of each of these claims is obviated because claims 8 and 33 have been cancelled.

### **CONCLUSION**

Each of pending claims 1-7, 9-12 and 29-33 has been indicated to be in allowable form and the application is therefore in condition for allowance, which action is respectfully and expeditiously requested.

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Applicants respectfully request entry of the amendment because the amendment, i.e. cancellation of the rejected claims, renders the application in condition for allowance, based upon the Examiner's previous rejections and indications of allowable subject matter.

5 The Assistant Commissioner for Patents is hereby authorized to charge any fees necessary to give effect to this filing and to credit any excess payment that may be associated with this communication, to Deposit Account 04-1679.

Respectfully submitted,

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Dated: October 30, 2008



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